

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
	:	
	:	
TIMIKA M. SHANNON, L.P.N.	:	
License # 26NP 06644500	:	FINAL ORDER
	:	OF DISCIPLINE
	:	
TO PRACTICE NURSING IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Timika M. Shannon ("Respondent") is a Licensed Practical Nurse (LPN) in the State of New Jersey, and has been a licensee at all times relevant hereto.

2. On or about May 22, 2015, a letter of inquiry issued on behalf of the Board, asking Respondent, among other things, to supply documentation of required nursing continuing education completed in the last three years.

3. Respondent provided documentation of thirty (30) contact hours of qualifying nursing continuing education, all of which were completed on June 3, 2015.

4. Respondent indicated on her 2013 renewal application that she would have completed all required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle by May 31, 2013. Respondent indicated on her 2015 renewal application that she would have completed all required nursing continuing education for the June 1, 2013 - May 31, 2015 licensing cycle by May 31, 2015.

5. Respondent did not demonstrate timely completion of required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle, nor did she demonstrate timely completion of required nursing continuing education for the June 1, 2013 - May 31, 2015 licensing cycle. Moreover, the thirty contact hours completed in June 2015 may be applied to cure the deficiency of only one of those two licensing cycles.

CONCLUSIONS OF LAW

Respondent's failure to document timely completion of required nursing continuing education to be attributed to the June 1, 2011 - May 31, 2013 licensing cycle or the June 1, 2013 - May 31, 2015 licensing cycle constitutes a violation of N.J.A.C. 13:37-5.3, subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's indication on her 2013 renewal application and her 2015 renewal application that she would complete all required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle by May 31, 2013, and would complete all required nursing continuing education for the June 1, 2013 - May 31, 2015 licensing cycle by May 31, 2015, constitutes misrepresentation in violation of N.J.S.A. 45:1-21(b).

DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension, reprimand, and two hundred and fifty dollar (\$250) civil penalty was entered on August 24, 2015. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order of Discipline by providing proof of completion of the following continuing education:

0 hours within the June 1, 2011 - May 31, 2013 period;
30+ hours within the June 1, 2013 - May 31, 2015 period;
60 hours within the June 1, 2015 - May 31, 2017 period.

Respondent may apply 30 of the 60 hours recently completed to cure the deficiency of the June 1, 2011 - May 31, 2013 biennial period.

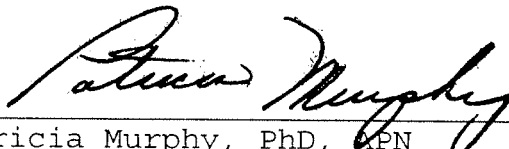
The Board reviewed Respondent's submissions and determined that further proceedings were not necessary. Inasmuch as Respondent cured the deficiency from the June 1, 2011 - May 31, 2013 biennial period, the Board determined that suspension was no longer warranted. However, the Board determined that Respondent's failure to timely complete required continuing education within the June 1, 2011 - May 31, 2013 biennial period warrants imposition of a two hundred and fifty dollar (\$250) civil penalty. Additionally, the Board determined that a reprimand was warranted for Respondent's answer on her 2013 renewal application whereby she certified that she had completed the required continuing education, but has failed to demonstrate, to the satisfaction of the Board, that she actually did so.

ACCORDINGLY, IT IS on this 28th day of APRIL, 2016,
ORDERED that:

1. A reprimand is hereby imposed upon Respondent for the violation of N.J.S.A. 45:1-21(b).

2. A civil penalty in the amount of two hundred and fifty dollars (\$250) is hereby imposed for Respondent's failure to timely complete nursing continuing education. Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to State Board of Nursing, Attention: Leslie Burgos, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than twenty-one (21) days after the date of filing of this Final Order of Discipline. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

NEW JERSEY STATE BOARD OF NURSING

By: 
Patricia Murphy, PhD, APN
Board President